

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Atty 34-125
Dkt.

C# M#

BEGG

TC/A.U. 3729

Serial No. 10/812,917

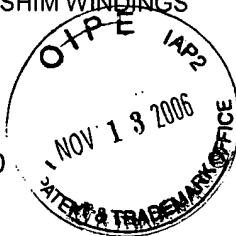
Examiner: A. Tugbang

Filed: March 31, 2004

Date: November 13, 2006

Title: MANUFACTURE OF SHIM WINDINGS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450



Sir:

RESPONSE

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

☐ **Correspondence Address Indication Form Attached.**

Fees are attached as calculated below:

Total effective claims after amendment	0	minus highest number	
previously paid for	20	(at least 20) =	0 x \$50.00
			\$0.00 (1202)/\$0.00 (2202) \$

Independent claims after amendment	0	minus highest number	
previously paid for	3	(at least 3) =	0 x \$200.00
			\$0.00 (1201)/\$0.00 (2201) \$

If proper multiple dependent claims now added for first time, (ignore improper); add
\$360.00 (1203)/\$180.00 (2203) \$

Petition is hereby made to extend the current due date so as to cover the filing date of this
paper and attachment(s)

One Month Extension	\$120.00 (1251)/\$60.00 (2251)
Two Month Extensions	\$450.00 (1252)/\$225.00 (2252)
Three Month Extensions	\$1020.00 (1253)/\$510.00 (2253)
Four Month Extensions	\$1590.00 (1254)/\$795.00 (2254)
Five Month Extensions	\$2160.00 (1255)/\$1080.00 (2255) \$

Terminal disclaimer enclosed, add
\$130.00 (1814)/\$65.00 (2814) \$

☐ Applicant claims "small entity" status. ☐ Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee	\$180.00 (1806)	\$	0.00
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Assignment Recording Fee	\$40.00 (8021)	\$	0.00
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Other:		\$	0.00
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TOTAL FEE ENCLOSED \$ 0.00

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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NIXON & VANDERHYE P.C.
By Atty: Larry S. Nixon, Reg. No. 25,640

Signature: _____

Larry S. Nixon



In re Patent Application of

BEGG

Atty. Ref.: 34-125; Confirmation No. 5698

Appl. No. 10/812,917

TC/A.U. 3729

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For: MANUFACTURE OF SHIM WINDINGS

* * * * *

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P.O. Box 1450
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Sir:

RESPONSE

In response to the Office Action dated 10/13/2006, further consideration of this application is requested in light of the following responsive remarks.

The Examiner alleges that product-by-process claims 5 and 10 are patentably distinct from process claims 1-4 and 6-9. The Examiner relies upon MPEP §806.05(f) which is quoted below (and which will be noted to be somewhat different from the Examiner's summary as stated in the Office Action):

“A process of making and a product made by the process can be shown to be distinct inventions if either or both of the following can be shown: (A) that the process *as claimed* is not an obvious process of making the product and the process *as claimed* can be used to make another materially different product; or (B) that the product *as claimed* can be made by another materially different process.”